

NAME: MESSINGER

CLAIM: A 85-04382
CORRESPONDENCE
EVIDENCE OF
PRIORITY

a34

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A85-04382
Date Received: 8/24/1988
Receipt No: N-1080
Received By: AB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEO MESSINGER, JR. 208-836-5543
Address: RT. 1 BOX 100
CULDESAC, ID 83526
OR
Name: JEAN A. MESSINGER, JR. 208-836-5543
Address: RT. 1 BOX 100
CULDESAC, ID 83526
2. Date of Priority: JAN 01, 1952
3. Source: SPRING & MAGPIE CREEK Trib. to: COTTONWOOD CREEK
4. Point of Diversion:
- | | | | | | | | |
|----------|-------|---------|--------|--------|-----|-----|-----------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
| 36N | 02W | 6 | SW | SW | SW | | NEZ PERCE |
5. Description of diverting works:
COLLECTION BOX & PIPE.
6. Water is used for the following purposes:
- | | | | | | |
|------------|-------|-------|-------|------|--------|
| Purpose | From | To | C.F.S | (or) | A.F.A. |
| STOCKWATER | 01/01 | 12/31 | 0.020 | | |
| DOMESTIC | 01/01 | 12/31 | 0.080 | | |
7. Total Quantity Appropriated is:
0.100 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
D/2 HOMES, S/50 RANGE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
36N	02W	12	NE	NE		STOCK	
			NW	NE		STOCK	

11. Place of use in counties: NEZ PERCE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not th wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *Leah Messinger* Date: Aug 24 1988

Date: _____

State of Idaho)
County of Cocum/Alam) SS.

Subscribed and sworn (or affirmed) before me this 24th day
of August 19 88

Alvin Beck
Notary Public

Seal

Residing at Cocum/Alam
My Commission Expires 7/20/94

Water Right Number - A85-04382

Adj. Flag Translation: Adjudication Temporary Work Area

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

MESSINGER, JR.

LEO

1 - RT. 1 BOX 100

2 -

3 -

City- CULDESAC

State- ID Zip- 83526

Phone - 208-836-5543

MESSINGER, JR.

JEAN A.

1 - RT. 1 BOX 100

2 -

3 -

City- CULDESAC

State- ID Zip- 83526

Phone - 208-836-5543

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
01/01/1952 18 ERROR IN REGION S - STATUTORY CLAIM+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SPRING COTTONWOOD CREEK
MAGPIE CREEK COTTONWOOD CREEK+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)
36N 02W 6 SW SW (69) NEZ PERCE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
04 - STOCKWATER 01/01 12/31 0.020
43 - DOMESTIC 01/01 12/31 0.080+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.100+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
36N 02W 12 NE NE 04 STOCKWATER (69) NEZ PERCE
36N 02W 12 NW NE 04 STOCKWATER (69) NEZ PERCE

Total Acres:

+ - - Diversion Means - COLLECTION BOX & PIPE.

+ - - Non-Irrigation Use - D/2 HOMES, S/50 RANGE.

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.VERIFIED BY 3691
MICROFILMED
APR 25 1993

Water right number - A85-04382

Adj. flag translation: Adjudication Temporary Work Area

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - 08/24/88 BEARDSLE 08/30/88 KNOBLOCK 10/03/89 REFUNDML

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 08/24/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
Claims Tape Error Flg	-	Receipt Number	- N001080	Water District	-
Fee Exempt Flag	-	POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-

MICROFILMED
APR 25 1993

AJ0749NP
No. R85-04382

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/15/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEO MESSINGER JR	01/01/1952	STOCKWATER	01-01 12-31	0.02 CFS	
C	JEAN A MESSINGER JR		DOMESTIC	01-01 12-31	0.08 CFS	
	RT 1 BOX 100					
	CULDESAC ID 83526					
	(208) 836-5543			TOTAL DIVERSION:	0.10 CFS	

Water Source: SPRING
MAGPIE CREEK

Tributary to: COTTONWOOD CREEK
COTTONWOOD CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion: T36N R02W S06 SWSW

NEZ PERCE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
36N	02W	12	:	S		S		:					:					:					:

Place of use location for DOMESTIC is the same location as described for: STOCKWATER

POU County: NEZ PERCE

Non-Irrigation Uses: 2 HOMES

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A85-04187 A85-04382 A85-13108 A85-14179

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP PARCEL NO. 36N03W120001
STOCKWATER, 50 RANGE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 09/15/98 ENORQUES

EN-9-15-98

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

WATER RIGHT NUMBER - A85-04382

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

[illegible]

*** C - CURRENT OWNER ***
MESSINGER, JR.

LEO

1 - RT. 1 BOX 100

2 -

3 -

CITY- CULDESAC

STATE- ID ZIP- 83526

PHONE - 208-836-5543

MESSINGER, JR.

JEAN A.

1 - RT. 1 BOX 100

2 -

3 -

CITY- CULDESAC

STATE- ID ZIP- 83526

PHONE - 208-836-5543

+ - - PRIORITY DATE - - +	+ - - - REGION - - - +	+ - - - STAGE - - - +	+ - - - STATUS - - - - +
01/01/1952	18 NORTHERN	S - STATUTORY CLAIM	

+ - - - - SOURCE - - - - - +	+ - - - - TRIBUTARY - - - - - +
SPRING	COTTONWOOD CREEK
MAGPIE CREEK	COTTONWOOD CREEK

[illegible]

36N 02W 6 SW SW (69) NEZ PERCE

CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
04 - STOCKWATER		01/01	12/31	0.020	
43 - DOMESTIC		01/01	12/31	0.080	

+ - TOTAL DIV. RATE - +	+ - TOTAL DIV. VOLUME - +	+ - TOTAL DIV. CAPACITY - +	+ - TOTAL CONSUMPTIVE USE - +	+ - KW USAGE - +
0.100			0.0	

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE CODE	DESCRIPTION	COUNTY
36N	02W	12	NE NE			04	STOCKWATER	(69) NEZ PERCE
36N	02W	12	NW NE			04	STOCKWATER	(69) NEZ PERCE

+ - - DIVERSION MEANS - COLLECTION BOX & PIPE.

+ - - NON-IRRIGATION USE - D/2 HOMES, S/50 RANGE.

+ - - OTHER RIGHTS FOR SAME USE -

+	REMARKS										+
	NO REMARKS FOUND.										

+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

MICROFILMED
JAN 18 1995

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

WATER RIGHT NUMBER - A85-04382

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - +	+ - - - - DECREE DEFENDANT - - - +	+ - DECREE DATE - + 00/00/0000

+ - - AUDIT FIELDS - 08/24/88 BEARDSLE 08/30/88 KNOBLOCK 10/03/89 REFUNDML 03/06/91 FLEGEL

+-----COMMENTS-----+

NO COMMENTS FOUND

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+ - - - - - + - - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - - +
```

COURT REPORT FILING	-	00/00/0000	FIELD INSPECTION MADE	-	00/00/0000	CIVIL CASE NUMBER	-	39576
OBJECTION FILED DATE	-	00/00/0000	FIELD INSPECTION FLAG	-		OLD CASE NUMBER	-	
RESPONSE FILED DATE	-	00/00/0000	VERIFIED DATE	-	03/06/1991	OLD JUDICIAL DISTRICT	-	
CLAIM RECEIVED DATE	-	08/24/1988	LAST AMENDED DATE	-	00/00/0000	TEMPORARY RIGHT	-	P
PROOF DUE DATE	-	00/00/0000	PROOF MADE DATE	-	00/00/0000	WATER DISTRICT	-	
LICENSED DATE	-	00/00/0000	RECEIPT NUMBER	-	N001080	FEDERAL/STATE INDICATOR	-	S
CLAIMS TAPE ERROR FLG	-		POU OWNERSHIP FLAG	-	Y	PRESUMPTION FLAG	-	
FEE EXEMPT FLAG	-		NAME CONNECTOR	-	OR	NOTICE OF ERROR FLAG	-	

36N 034 12 0001

DATA ENTRY
ENTERED 11-0
CHECKED

"Verified By"
 Tony M. Orino-PQ
 AP's Map
 Verifier Records
 Map Photos
 Field Exam
 Other (See Remarks)
 County Records
 Witness Statement
 Project Photos
 IDVR Records

VERIFIED
FEB 21 1993

CERTIFIED
FEB 27 1993
WATER EXAMINER